

1
2
3
4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON

6 TAMARA LOHR and RAVIKIRAN
7 SINDOGI, on behalf of themselves and
8 all others similarly situated,

9 Plaintiffs,

10 vs.

11 NISSAN NORTH AMERICA, INC.

12 Defendant.
13

NO. 2:16-cv-01023-RSM

**STIPULATION AND ORDER TO
FURTHER EXTEND CLASS
CERTIFICATION DEADLINES**

14 Plaintiffs Tamara Lohr and Ravikiran Sindogi (“Plaintiffs”) and Defendant Nissan
15 North America, Inc. (“NNA”) (collectively, the “Parties”) enter into this stipulation
16 with reference to the following facts and recitals:

- 17 1. Between March and June, 2019, Parties attempted mediation before Hon.
18 James L. Warren (Ret.) at JAMS in San Francisco. No resolution was
19 reached.
- 20 2. The Parties are coordinating discovery and class certification deadlines in
21 this action with a companion case filed in the Northern District of
22 California, *Johnson, et al. v. Nissan N. Am., Inc.*, Case No. 3:17-cv-00517-
23 WHO.
- 24 3. Due to the unsuccessful mediation efforts, the Parties need additional time
25 to complete discovery in anticipation of class certification briefing and in
26 anticipation of the preparation of expert reports.
- 27 4. As the result of significant consultation and coordination of their
28 scheduling needs, the Parties have agreed to extend the deadlines in this

case and in *Johnson* to accommodate the delays from trying to mediate, both parties' need for additional discovery, and the necessity of addressing complex issues in both cases with the assistance of experts.

5. The Parties have coordinated with counsel in *Johnson* and are seeking entry of a similar scheduling order. If this Court and the *Johnson* court approve these requests, then the two cases will remain on parallel tracks if a resolution is not reached prior to class certification. An extension of the deadlines in this matter, as reflected below, may facilitate on-going informal settlement discussions, and will not be unduly prejudicial to either party.
6. Four other extensions of the class certification briefing schedule have been entered in this matter. ECF Nos. 62, 68, 70, and 73.
7. For the above reasons, the Parties stipulate to extend the deadlines in this matter as set forth below and respectfully request that the Court enter an order accordingly:

Event	Deadline	Proposed Deadline
Deadline to file Motion for Class Certification and serve Plaintiffs' expert disclosures and reports	November 19, 2019	June 19, 2020
Deadline for Plaintiffs to produce experts for deposition	December 31, 2019	July 30, 2020
Deadline to file opposition to Motion for Class Certification and serve NNA's expert disclosures and reports	February 10, 2020	October 9, 2020
Deadline for NNA to produce experts for deposition	February 28, 2020	November 13, 2020
Deadline to file reply regarding Motion for Class Certification	March 19, 2020	November 25, 2020
Class Certification Hearing	April 15, 2020	As set by Court

1 IT IS SO STIPULATED.

2 Respectfully submitted,

3
4 Dated: September 26, 2019

5 By: /s/ Lisa A. White

6 Presented by and on Behalf of Plaintiffs

7 Greg F. Coleman (*pro hac vice*)

8 Adam A. Edwards (*pro hac vice*)

9 Lisa A. White (*pro hac vice*)

GREG COLEMAN LAW PC

10 First Tennessee Plaza

800 S. Gay Street, Suite 1100

11 Knoxville, Tennessee 37929

12 Tel: 865.247.0080

greg@gregcolemanlaw.com

13 adam@gregcolemanlaw.com

14 lisa@gregcolemanlaw.com

15 Beth E. Terrell (WSBA #26759)

16 Amanda M. Steiner (WSBA #29147)

Benjamin M. Drachler (WSBA #51021)

17 **TERRELL MARSHALL LAW**

18 **GROUP PLLC**

936 North 34th Street, Suite 300

19 Seattle, Washington 98103-8869

20 Telephone: (206) 816-6603

bterrell@terrellmarshall.com

21 asteiner@terrellmarshall.com

22 bdrachler@terrellmarshall.com

1 Charles Crueger (*pro hac vice*)
2 Erin Dickinson (*pro hac vice*)
3 **CRUEGER DICKINSON LLC**
4 4532 N. Oakland Avenue
5 Whitefish Bay, WI 53211
6 Telephone: (414) 210-3868
7 cjc@gruegerdickinson.com
8 ekd@cruegerdickinson.com
9

10 Edward A. Wallace
11 **WEXLER WALLACE LLP**
12 55 West Monroe Street, Suite 3300
13 Chicago, Illinois 60603
14 Telephone: (312) 346-2222
15 Facsimile: (312) 346-0022
16 eaw@wexlerwallace.com
17

18 *Attorneys for Plaintiff*
19

20 Dated: September 26, 2019
21

22 By: /s/ Holly Pauling Smith
23 Presented by and on Behalf of Defendant
24

25 William R. Sampson (*pro hac vice*)
26 Holly Pauling Smith (*pro hac vice*)
27 **SHOOK, HARDY & BACON L.L.P.**
28 2555 Grand Boulevard
Kansas City, Missouri 64108
Tel: 816.474.6550
Fax: 816.421.5547

Heather A. Hedeem, WSBA #50687
SHOOK HARDY & BACON L.L.P.
701 Fifth Avenue, Suite 6800
Seattle, WA 98104
Phone: 206-344-7606
hhedeem@shb.com

1 Amir M. Nassihi (SBN 235936)
2 **SHOOK, HARDY & BACON L.L.P.**
3 One Montgomery, Suite 2600
4 San Francisco, CA 94104
5 Tel: 415.544.1900
6 Fax: 415.391.0281
7 anassihi@shb.com

8
9
10
11
12 *Attorneys for Defendant*

13 **I. ORDER**

14 PURSUANT TO STIPULATION, IT IS SO ORDERED.

15 Dated this 30 day of September, 2019.

16
17
18 

19 RICARDO S. MARTINEZ
20 CHIEF UNITED STATES DISTRICT JUDGE
21
22
23
24
25
26
27
28